

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

JOVANIE CLARKE,

Plaintiff,

v.

FISHER-PARK LANE OWNER LLC,
FISHER BROTHERS MANAGEMENT CO. LLC,
MARKETAXESS CORPORATION,
MARKETAXESS HOLDINGS INC.,
CONGRUITY LLC,
CONGRUITY 360, LLC, SMOOTH OPERATORS
SERVICES LLC, WARREN BAINBRIDGE, 3PL
INTEGRATION LLC, FAST FLEET SYSTEMS,
INC.,
FAST FLEET JFK, NICA, INC., BAIMBRIDGE
TRUCKING INC., AFD CONTRACT FURNITURE
INC.,
PROCURRI LLC and ROCKLAND CONGRUITY
LLC,

NOTICE OF DISMISSAL
WITHOUT PREJUDICE BY
STIPULATION

Docket No. 1:19-CV-06471

Defendants.

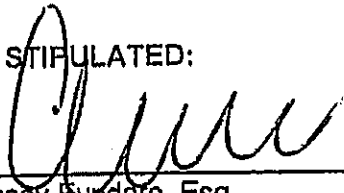
IT IS HEREBY STIPULATED AND AGREED, by and between the parties and third parties to this action that this matter is dismissed without prejudice pursuant to Fed.R.Civ.41(a)(1)(A)(ii) and C.P.L.R. 205(a). It is further STIPULATED and AGREED that this shall not act as a Voluntary Discontinuance under C.P.L.R. 205. Plaintiff shall have six (6) months from the date of this dismissal to refile this action in State Court. The parties agree, however, that whatever claims and defenses that existed by or against any

party or third party prior to this date of dismissal, are not waived by this stipulation to dismiss this matter without prejudice to refile. This stipulation may be executed in counterparts and a facsimile copy shall have the same force as an original.

DATED: New York, New York
May 22, 2023

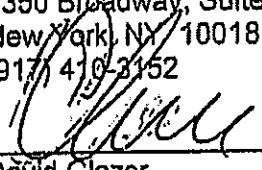
Soudered.

SO STIPULATED:

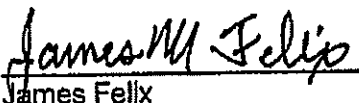


Casey Fundaro, Esq.
Attorneys for Plaintiff
420 Lexington Avenue, Suite 830
New York, NY 10170
(800) 555-5555

Randy Moonan
Burghergray LLP
Attorneys for Defendants and Third-Party
Defendants Smooth Operators Services
LLC, Individually and dba Fast Fleet-JFK
1350 Broadway, Suite 1510
New York, NY 10018
(917) 410-3152

 *for David Glazer (on consent)*
David Glazer
Wilson Elser Moskowitz Edelman & Dicker
LLP
Attorneys for Defendants Fisher-Park Lane
Owner LLC and Fisher Brothers
Management Co. LLC

Joseph Feehan
Hannum Feretic Predergast & Merlino,
LLC
Attorneys for Defendants MarketAxxess
Holdings Inc. and MarketAxxess
Corporation
55 Broadway Ste 202
New York, NY 10006


James Felix
Kilhenny & Felix
Attorneys for Defendant 3PL Integration
LLC
One Chase Road, Ste 204
Scarsdale, NY 10583

party or third party prior to this date of dismissal, are not waived by this stipulation to dismiss this matter without prejudice to refile. This stipulation may be executed in counterparts and a facsimile copy shall have the same force as an original.

DATED: New York, New York
May 22, 2023

SO STIPULATED:



Casey Fundaro, Esq.
Attorneys for Plaintiff
420 Lexington Avenue, Suite 830
New York, NY 10170
(800) 555-5555

Randy Moonan
BurgherGray LLP
Attorney for Defendant Smooth Operators
Services LLC, Individually and dba Fast
Fleet-JFK
1350 Broadway, Suite 1510
New York, NY 10018
(917) 410-3152

David Glazer
Wilson Elser Moskowitz Edelman & Dicker
LLP
Attorneys for Defendants Fisher-Park Lane
Owner LLC and Fisher Brothers
Management Co. LLC

Joseph Feehan
Hannum Feretic Predergast & Merlino,
LLC
Attorneys for Defendants MarketAxess
Holdings Inc. and MarketAxess
Corporation
55 Broadway Ste 202
New York, NY 10006

James Felix
Kilhenny & Felix
Attorneys for Defendant 3PL Integration
LLC
One Chase Road, Ste 204
Scarsdale, NY 10583

party or third party prior to this date of dismissal, are not waived by this stipulation to dismiss this matter without prejudice to refile. This stipulation may be executed in counterparts and a facsimile copy shall have the same force as an original.

DATED: New York, New York
May 22, 2023

SO STIPULATED:

Casey Fundaro, Esq.
Attorneys for Plaintiff
420 Lexington Avenue, Suite 830
New York, NY 10170
(800) 555-5555

Randy Moonan
Burghergray LLP
Attorneys for Defendants and Third-Party
Defendants Smooth Operators Services
LLC, Individually and dba Fast Fleet-JFK
1350 Broadway, Suite 1510
New York, NY 10018
(917) 410-3152


David Glazer
Wilson Elser Moskowitz Edelman & Dicker
LLP
Attorneys for Defendants Fisher-Park Lane
Owner LLC and Fisher Brothers
Management Co. LLC

David Joseph

David Joseph Feehan
Hannum Feretlic Predergast & Merlino,
LLC
Attorneys for Defendants MarketAxess
Holdings Inc. and MarketAxess
Corporation
55 Broadway Ste 202
New York, NY 10006

James M. Felix

James Felix
Kilhenry & Felix
Attorneys for Defendant 3PL Integration
LLC
One Chase Road, Ste 204
Scarsdale, NY 10583



Joseph Materazo
Lewis Johs Avalone Aviles, LLP
Attorneys for Defendants and Third Party
Defendants Procurri LLC and Rockland
Congruity LLC
1377 Motor Pkwy, Ste 400
Islandia, NY 11749

Curtis B. Gilfillan
Law Office of Terrence F. Kuhn
Attorneys for Defendants/Third-Party
Plaintiffs Congruity LLC, and Congruity
360, LLC
One Pennsylvania Plaza
Suite 5003
New York, New York 100038

Joseph Materazo
Lewis Johs Avalone Aviles, LLP
Attorneys for Defendants and Third Party
Defendants Procurri LLC and Rockland
Congruity LLC
1377 Motor Pkwy, Ste 400
Islandia, NY 11749

Curtis B. Gilfillan
Curtis B. Gilfillan
Law Office of Terrence F. Kuhn
Attorneys for Defendants/Third-Party
Plaintiffs Congruity LLC, and Congruity
360, LLC
One Pennsylvania Plaza
Suite 5003
New York, New York 100038